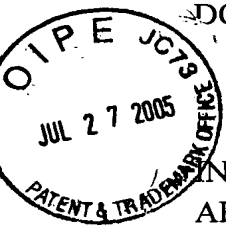


W  
B



DOCKET NO.: 9570-001-27

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE PATENT OF: OPENHIRE, LLC

APPLICATION NO.: 09/665,757

FILED: September 20, 2000

FOR: METHOD AND SYSTEM FOR RESUME STORAGE AND  
RETRIEVAL

**STATUS REQUEST**

Assistant Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Please notify the undersigned of the status of the Issue Fee and Amendment Under 37  
C.F.R. § 1.312 filed on February 28, 2005. A copy of the filing, along with the receipt  
stamped by the USPTO, is attached.

Respectfully submitted

DLA PIPER RUDNICK GRAY CARY US LLP

Lisa K. Norton  
Registration No. 44,977

Dale S. Lazar  
Registration No. 28,872

July 27, 2005

Post Office Box 9271  
Reston, VA 20195  
Telephone: 703.773.4141  
Fax: 703.773.5000

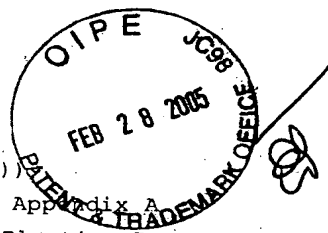


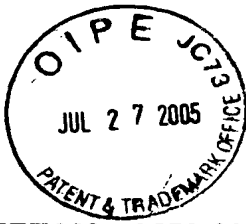
## PATENT/DC

Docket No.: 9570-001-27By: SBK/LKN/vb/jlbClient/Matter #: 30034-19Serial No.: 09/665,757In the Matter of the Application of: SEAN RODWELL-SIMON, ET AL. (AS AMENDED)For: METHOD AND SYSTEM FOR RESUME STORAGE AND RETRIEVAL

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ☐ \_\_\_\_\_ pp. Specification & \_\_\_\_\_ Claims/Drawings \_\_\_\_\_ Sheets
- ☐ Combined Declaration, Petition & Power of Atty. (\_\_\_\_ Pages/Executed)
- ☐ Utility Patent Application Transmittal
- ☐ Provisional Patent Application Transmittal
- ☐ Request for Continued Examination (RCE)
- ☐ List of Inventors' Names and Addresses
- ☐ List of 10 Practitioners To Be Recognized By the Office
- ☒ Fee Transmittal
- ☒ Check for \$ 700.00 ☐ Dep. Acct. Order Form
- ☐ Assignment \_\_\_\_\_ pages (executed) ☐ PTO-1595
- ☐ Request for Priority ☐ Priority Doc. ( )
- ☐ White Advance Serial Number Postcard
- ☐ Preliminary Amendment
- ☐ Letter to Official Draftsman
- ☐ Drawings \_\_\_\_\_ sheets
- ☒ Letter (Transmittal)
- ☐ Request for Extension of Time ( month(s))
- ☒ Amendment Under 37 C.F.R. §1.312 including Appendix A
- ☐ Restriction Response ☐ Election Response
- ☐ Information Disclosure Statement ☐ PTO-1449
- ☐ List of Related Cases
- ☐ Cited Documents ( )
- ☐ \_\_\_\_\_ Search Report
- ☐ Statement of Relevancy
- ☐ Notice of Appeal
- ☐ Appeal Brief
- ☐ Rule 132 Declaration (\_\_\_\_ Pages/Executed)
- ☒ Issue Fee Transmittal
- ☐ Other

*Handwritten signature/initials*



**DLA PIPER RUDNICK GRAY CARY U.S. LLP**

1200 NINETEENTH STREET, NW  
WASHINGTON, DC 20036-2412  
TELEPHONE: 202-861-3900  
FACSIMILE: 202-223-2085

DOCKET NO.: 9570-001-27

ASSISTANT COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA, VA 22313-1450

Re: Serial No.: 09/665,757  
Applicant(s): SEAN RODWELL-SIMON, ET AL. (AS AMENDED)  
Filing Date: SEPTEMBER 20, 2000  
For: METHOD AND SYSTEM FOR RESUME STORAGE AND  
RETRIEVAL  
Group Art Unit: 3629  
Examiner: OUELLETTE, J.

SIR:

Attached hereto for filing are the following papers:

FEE TRANSMITTAL  
ISSUE FEE TRANSMITTAL  
AMENDMENT UNDER 37 C.F.R. §1.312 INCLUDING APPENDIX A

Our check in the amount of \$700.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary extension of time to make the filing of the attached documents timely, please charge or credit the difference to Deposit Account No. 50-1442. Further, if these papers are not considered timely filed, then a request is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

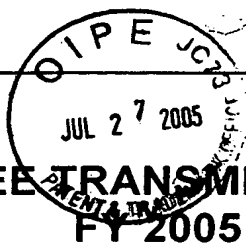
Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY U.S. LLP

Steven B. Kelber  
Attorney of Record  
Registration No.: 30,073

Lisa K. Norton  
Registration No.: 44,977

**FEE TRANSMITTAL  
FY 2005**



Docket No.	9570-001-27
Serial No.	09/665,757
Filing Date	SEPTEMBER 20, 2000
Inventor(s)	SEAN RODWELL-SIMON, ET AL. (AS AMENDED)
Group Art Unit	3629
Examiner	OUELLETTE, J.

TOTAL AMOUNT OF PAYMENT \$700.00

1. ☒ Applicant claims small entity status.
- ☒ Charge any UNDERPAYMENT or credit any OVERPAYMENT in the indicated fees to Deposit Account No. 50-1442.
- ☐ Charge the indicated fees to Deposit Account No. 50-1442.

**FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

2. ☒ Check enclosed.

2. <input type="checkbox"/> Check enclosed.											Fee Code	Fee (\$)	Fee Code	Fee (\$)		Fee Paid
FEE CALCULATION											1051	130	2051	65	Surcharge-late filing fee or oath	
1. BASIC FILING FEE											1053	130	1053	130	Non-English Specification	
Large Entity		Small Entity		Fee Description							1251	120	2251	60	1-mo. ext. of time	
Code	Fee \$	Code	Fee \$				Fee Paid		1252	450	2252	225	2-mo. ext. of time			
1011	300	2011	150	Utility Filing Fee					1253	1020	2253	510	3-mo. ext. of time			
1012	200	2012	100	Design Filing Fee					1254	1590	2254	795	4-mo. ext. of time			
1013	200	2013	100	Plant Filing Fee					1255	2160	2255	1080	5-mo. ext. of time			
1014	300	2014	150	Reissue Filing Fee					1401	500	2401	250	Notice of Appeal			
1005	200	2005	100	Provisional Filing Fee					1402	500	2402	250	Appeal Brief			
1111	500	2111	250	Utility Search Fees					1403	1000	2403	500	Request for Oral			
1311	200	2311	100	Utility Examination Fees					1501	1400	2501	700	Utility/Reissue Issue	700		
SUBTOTAL								\$0.00	1504	300	1504	300	Publication Fee			
2. EXTRA CLAIM FEES											8001	3	8001	3	Advance Copy of Patent	
tot. claims			-	20*	=	0	x	\$25	=	0	1806	180	1806	180	IDS Submission	
ind. claims			-	3*	=	0	x	\$100	=	0	8021	40	8021	40	Assignment Recordation	
<input type="checkbox"/>	Multiple Dependent Claims							\$180	=		1801	790	2801	395	For Filing RCE	
SUBTOTAL								0	1814	130	2814	65	Terminal Disclaimer			
3. APPLICATION SIZE FEES											Other:					
Total # of Sheets					# of Extra Sheets											
		-	100	=	0											
# of each additional 50 sheets or fraction thereof (round up)																
		Fee			Total Fee Due				SUBTOTAL						700	
		x	\$125	=	0											

Name	Steven B. Kelber	Registration No.	30,073
Signature		Date	2/28/05
Name	Lisa K. Norton	Registration No.	44,977
		Telephone	202-861-3900

## PART B - FEE(S) TRANSMITTAL

Complete and send this form together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

11/29/2004

PIPER MARBURY RUDNICK & WOLFE LLP.  
1200 NINETEENTH STREET NW  
WASHINGTON, DC 20036-2412

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/665,757	09/20/2000	John J. Pereless	304.117/09809287	8033

TITLE OF INVENTION: METHOD AND SYSTEM FOR RESUME STORAGE AND RETRIEVAL

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	<del>\$685</del> \$700	\$0	\$685	02/28/2005
EXAMINER	ART UNIT	CLASS-SUBCLASS			
OUELLETTE, JONATHAN P	3629	705-001000			

Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 STEVEN B. KELBER

2 DLA PIPER RUDNICK

3 GRAY CARY US LLP

5. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

OPENHIRE, INC.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

WINSTON-SALEM, NC 27101

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

1a. The following fee(s) are enclosed:

☒ Issue Fee☐ Publication Fee (No small entity discount permitted)☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s):

☒ A check in the amount of the fee(s) is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-1442 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

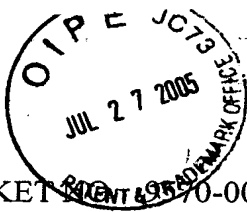
Date 2/28/05

Typed or printed name

Lisa K. NortonRegistration No. 44,977

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



DOCKET NO. 09-001-27

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: SEAN RODWELL-SIMON, ET AL. ART UNIT: 3629  
(AS AMENDED)

SERIAL NO.: 09/665,757

EXAMINER: OUELLETTE, J.

FILING DATE: SEPTEMBER 20, 2000

FOR: METHOD AND SYSTEM FOR RESUME STORAGE AND RETRIEVAL

**AMENDMENT UNDER 37 C.F.R. § 1.312**

ASSISTANT COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA, VA 22313-1450

SIR:

Pursuant to the provisions of 37 C.F.R. §1.312, please amend the above-captioned application in the following manner.

Please correct the above-identified application to reflect the inventorship as being the following and in the following order:

First named inventor: Sean RODWELL-SIMON

Second named inventor: Christopher N. McCRAE

Applicants submit that the subject matter claimed in the originally-filed application is the invention of applicants, Sean Rodwell-Simon and Christopher N. McCrea, and does not include John J. Pereless. A Petition, Declaration and Exhibits were filed on March 21, 2003, copies of these documents are attached hereto, along with a copy of the OIPE Date-Stamped Filing Receipt (as Appendix A). Applicants submit that the addition of Sean Rodwell-Simon as an inventor and deletion of John J. Pereless in this application is necessary in order to accurately reflect the inventorship of the subject matter being claimed.

It is respectfully requested that the order of inventorship reflect Sean Rodwell-Simon as the first named inventor, as is reflected on the executed Declaration filed with the Petition.

**REMARKS**

The above referenced application has been allowed by the Examiner. Concurrent with payment of the Issue Fee, Applicants submit this Amendment for clarification of the inventors to be named in the above referenced application.

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY U.S. LLP



Steven B. Kelber  
Registration No. 30,073  
Attorney of Record

1200 Nineteenth Street, N.W.  
Washington, D.C. 20036-2412  
Telephone No. (202) 861-3900  
Facsimile No. (202) 223-2085

Lisa K. Norton  
Registration No. 44,977

**APPENDIX A**

**TO THE**

**AMENDMENT UNDER 37 C.F.R. §1.312**

**ATTORNEY DOCKET NO. 9570-001-27**  
**IN RE APPLICATION OF: SEAN RODWELL-SIMON, ET AL. (AS AMENDED)**  
**SERIAL NO.: 09/665,757**  
**FILING DATE: SEPTEMBER 20, 2000**





UNITED STATES PATENT AND TRADEMARK OFFICE

9570-001-27

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

## NOTICE OF ALLOWANCE AND FEE(S) DUE

7590

11/29/2004

PIPER MARBURY RUDNICK & WOLFE LLP.  
 1200 NINETEENTH STREET NW  
 WASHINGTON, DC 20036-2412

PIPER RUDNICK LLP

DEC 1 2004

EXAMINER

OUELLETTE, JONATHAN P

ART UNIT PAPER NUMBER

3629

DATE MAILED: 11/29/2004

Issue Fee Due 2/28/2005

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/665,757	09/20/2000	John J. Pereless	304.117/09809287	8033

TITLE OF INVENTION: METHOD AND SYSTEM FOR RESUME STORAGE AND RETRIEVAL

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$685	\$0	\$685	02/28/2005

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS** FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

### HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- If the status is the same, pay the TOTAL FEE(S) DUE shown above.
- If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

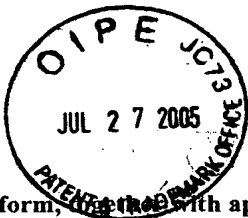
If the SMALL ENTITY is shown as NO:

- Pay TOTAL FEE(S) DUE shown above, or
- If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

I. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

II. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

**IMPORTANT REMINDER:** Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.



## PART B - FEE(S) TRANSMITTAL

Complete and send this form, ~~with~~ with applicable fee(s), to: **Mail**

**Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
or Fax (703) 746-4000**

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

11/29/2004

**PIPER MARBURY RUDNICK & WOLFE LLP.  
1200 NINETEENTH STREET NW  
WASHINGTON, DC 20036-2412**

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

### Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/665,757	09/20/2000	John J. Pereless	304.117/09809287	8033

**TITLE OF INVENTION: METHOD AND SYSTEM FOR RESUME STORAGE AND RETRIEVAL**

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$685	\$0	\$685	02/28/2005
EXAMINER		ART UNIT	CLASS-SUBCLASS		
OUELLETTE, JONATHAN P		3629	705-001000		

Change of correspondence address or indication of "Fee Address" (37 CFR 1.563).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_

**ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)**

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

a. The following fee(s) are enclosed:

☐ Issue Fee

☐ Publication Fee (No small entity discount permitted)

☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number \_\_\_\_\_ (enclose an extra copy of this form).

**Change in Entity Status** (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. OTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature \_\_\_\_\_

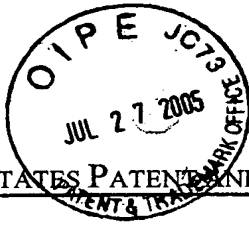
Date \_\_\_\_\_

Typed or printed name \_\_\_\_\_

Registration No. \_\_\_\_\_

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/665,757	09/20/2000	John J. Pereless	304.117/09809287	8033

7590

11/29/2004

PIPER MARBURY RUDNICK & WOLFE LLP.  
1200 NINETEENTH STREET NW  
WASHINGTON, DC 20036-2412

EXAMINER

QUELLETTE, JONATHAN P

ART UNIT	PAPER NUMBER
----------	--------------

3629

DATE MAILED: 11/29/2004

**Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)**  
(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 311 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 311 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.



# Notice of Allowability

Application No.

09/665,757

Examiner

Jonathan Ouellette

Applicant(s)

PERELESS ET AL.

Art Unit

3629

*mw*

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

☒ This communication is responsive to Amendment sent on 7/9/2004.

☒ The allowed claim(s) is/are 1-7,9,11-20 and 23-30.

☒ The drawings filed on 20 September 2000 are accepted by the Examiner.

☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) ☐ All b) ☐ Some\* c) ☐ None of the:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.

3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.

(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.

(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

☐ Notice of References Cited (PTO-892)

☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_

☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material

5. ☐ Notice of Informal Patent Application (PTO-152)

6. ☒ Interview Summary (PTO-413)  
Paper No./Mail Date 2004/07/14

7. ☐ Examiner's Amendment/Comment

8. ☒ Examiner's Statement of Reasons for Allowance

9. ☐ Other \_\_\_\_\_

*John G. Weiss*  
JOHN G. WEISS

SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 3600



## Interview Summary

Application No.

09/665,757

Applicant(s)

PERELESS ET AL.

Examiner

Jonathan Ouellette

Art Unit

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All participants (applicant, applicant's representative, PTO personnel):

(1) Jonathan Ouellette.

(3) \_\_\_\_\_.

(2) Lisa Norton.

(4) \_\_\_\_\_.

Date of Interview: 3/24/04, 6/7/04.

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: All Independent.

Identification of prior art discussed: Knowledge Probe.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Examiner Ouellette and Ms. Norton discussed the possibility of integrating subject matter contained in the specification into the the Claims in order to increase chances of allowance - Specifically, subject matter that dealt with individually capturing resume records and automatically importing the resume data into a specific template.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
Examiner's signature, if required

## Summary of Record of Interview Requirements

### Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record

A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

#### Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

#### 37 CFR §1.2 Business to be transacted in writing.

All business with the Patent and Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiner's responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiner's Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicant's correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:

- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case. It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

A complete and proper recordation of the substance of any interview should include at least the following applicable items:

- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed,
- 3) an identification of the specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner.  
(The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

#### Examiner to Check for Accuracy

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiner's version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, "Interview Record OK" on the paper recording the substance of the interview along with the date and the examiner's initials.

## **DETAILED ACTION**

### ***Response to Amendment***

1. Claims 8, 10, 21-22 have been cancelled, Claims 23-30 have been added, Claims 1-7, 9, 11-20, and 23-30 are now pending in application 09/665,757.

### ***Claim Rejections - 35 USC § 103***

2. The rejection of Claims 1-7, 9, and 11-22 under 35 U.S.C. 103(a) as being unpatentable over Knowledge Probe, is withdrawn due to applicant's amendments.

### ***Allowable Subject Matter***

3. Claims 1-7, 9, 11-20, and 23-30 are allowed.
4. The following is an examiner's statement of reasons for allowance:
5. As per independent Claims 1, 9, 23, and 24, the prior art does not teach or suggest a method or application which allows a user to individually review and capture resume warehouse documents, wherein the documents are automatically parsed and imported into specific template format, by utilizing a capture button.
6. Knowledge Probe (<http://www.recruiter.ca>) discloses a service provider node (method for resume storage and retrieval from multiple warehouses, a computer program product) comprising: a client program for accessing web, gopher and other Internet sites that allows users to read documents and navigate between the documents stored in at least one resume warehouse; a communication link with the plurality at least one resume warehouse; a

communication link with at least one client; an application for retrieving job applicant data from at least one resume warehouse, comprising: capturing the job applicant data from the at least one resume warehouse; and parsing the job applicant data captured from the at least one resume warehouse; and an application for collecting the parsed job applicant data and storing the parsed job applicant data in a database (Resume Detective Application - [www.recruiter.ca](http://www.recruiter.ca) [[www.recruiter.ca/detective/nj.html](http://www.recruiter.ca/detective/nj.html), [www.recruiter.ca/recruiter/iris.html](http://www.recruiter.ca/recruiter/iris.html), [www.recruiter.ca/recruiter/r4w.html](http://www.recruiter.ca/recruiter/r4w.html)])). However, Knowledge Probe fails to disclose a method or application which allows a user to individually review and capture resume warehouse documents, wherein the documents are automatically parsed and imported into specific template format, by utilizing a capture button.

7. Wiens et al. (US 6,363,376) teaches a service provider node comprising: a client program for accessing web, gopher and other Internet sites that allows users to read documents and navigate between the documents stored in a plurality (at least one) of data warehouses; a communication link with the plurality (at least one) of data warehouses; a communication link with at least one client (Abstract, C6 L26-67, C7 L1-46, C9 L33-62, C10 L10-25, Fig. 1-2, Fig. 12). Weins also teaches a method of obtaining employer data for applicants from employer (job opening) warehouses (Abstract, C6 L26-67, C7 L1-46, C9 L33-62, C10 L10-25). However, Weins's employment system fails to disclose a method or application which allows a user to individually review and capture resume warehouse documents, wherein the documents are automatically parsed and imported into specific template format, by utilizing a capture button. Furthermore, the combination of the employment systems provided by both



Knowledge Probe and Weins would still not teach (or provide the basis for obviousness) all the features described in the independent claims.

8. Reuning (US 6,381,592) teaches an application for parsing job applicant data from the plurality (at least one) of resume warehouses; an application for collecting the parsed resume data and storing the parsed resume data in a database (Abstract, C3 L64, C4 L19-29, C6 L53-67, C7 L38, C11 L17-44, C12 L1-25). Reuning fails to disclose a method or application which allows a user to individually review and capture resume warehouse documents, wherein the documents are automatically parsed and imported into specific template format, by utilizing a capture button. Furthermore, the combination of the employment systems provided by both Knowledge Probe, Weins, and Reuning would still not teach (or provide the basis for obviousness) all the features described in the independent claims.
9. Anderson et al. (WO 200104811 A1) teaches a system and method for searching multiple job posting Web sites via a single Web site. Anderson fails to disclose a method or application which allows a user to individually review and capture resume warehouse documents, wherein the documents are automatically parsed and imported into specific template format, by utilizing a capture button. Furthermore, the combination of the employment systems provided by Knowledge Probe, Weins, Reuning, and Anderson would still not teach (or provide the basis for obviousness) all the features described in the independent claims.
10. PR Newswire ("Employment Publishing Launches Employment911.com to Provide No-Cost, One-Stop Solution for Job Seekers, Employers and Recruiters." PR Newswire, April 7, 2000.) teaches a website published by Employment Publishing ([www.employment911.com](http://www.employment911.com)), which includes a job search site that enables job seekers to search more than 40 of the most

reputable online career sites. The site will also give employers and recruiters access to an unlimited resume database updates in real-time, and a offer system which matches qualified resumes to employers and automatically sends an email to the potential employer each time a new matching resume is found. PR Newswire (Employment Publishing) fails to disclose a method or application which allows a user to individually review and capture resume warehouse documents, wherein the documents are automatically parsed and imported into specific template format, by utilizing a capture button. Furthermore, the combination of the employment systems provided by Knowledge Probe, Weins, Reuning, Anderson, and PR Newswire would still not teach (or provide the basis for obviousness) all the features described in the independent claims.

11. The remaining dependent Claims 2-7, 11-20, and 25-30 are considered allowable as they are dependent and based off of an allowable independent claim.
12. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

13. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jonathan Ouellette whose telephone number is (703) 605-0662. The examiner can normally be reached on Monday through Thursday, 8am - 5:00pm.

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14. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on (703) 308-2702. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 305-7687 for regular communications and (703) 305-3597 for After Final communications.
15. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 306-5484.



jo

September 16, 2004